IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Jerry B. Gin

SERIAL NUMBER:

10/772,781

EXAMINER: Lezah Roberts

FILING DATE:

February 4, 2004

ART UNIT:

1612

For:

Long-Lasting, Flavored Dosage Forms For Sustained Release of Beneficial

Agents within the Mouth

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION FOR THREE MONTH EXTENSION OF TIME

Applicant is concurrently filing herewith a Petition for a three-month extension of time and Notice of Appeal with the requisite fee, authorization for a credit card payment of the filing fee is submitted herewith. A one month extension of time fee has already been paid upon filing the response to final office action on November 10, 2008. Applicant is thus paying only an additional two month extension of time fee with the filing of this Notice of Appeal. No additional fees are believed to be due, however the Commissioner is authorized to charge any additional fees or credit overpayments to Deposit Account No. 50-0311, reference No.71375-0001.20. If there are any questions regarding this Notice of Appeal, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Dated: January 9, 2009

Respectfully submitted,

James S. Nolan, Reg. No. 53,393

Attorneys for Applicant CLO MINTZ, LEVIN

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